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## DECLARATION AND POWER OF ATTORNEY FOR UTILITY PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### SYSTEM, METHOD AND APPARATUS THAT EMPLOY VIRTUAL PRIVATE NETWORKS TO RESIST IP QoS DENIAL OF SERVICE ATTACKS

the specification of which

- ☐ is attached hereto  
☒ was filed on December 17, 2001 as United States Application Number 10/023,043 or PCT International Application Number and was amended on .

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national application or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 (a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

(number) (country) (date filed)

yes no

(number) (country) (date filed)

yes no

10023043-04002

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

(Application Number(s))

(Filing Date mm/dd/yy)

I hereby appoint practitioners at Customer No. **25537** which include: Steven McCann, Reg. No. 34,958; Paul A. Roberts, Reg. No. 40,289; Michael B. Chernoff, Reg. No. 42,408; Suresh Koshy, Reg. No. 42,761; Brian C. Oakes, Reg. No. 41,467; Stephen A. Zemanick, Reg. 48,724, my attorneys; and, Frank A. McKiel, Reg. No. 43,792, my patent agent with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith.

I also hereby appoint as my attorney/agent: \_\_\_\_\_.

Send correspondence to:  
Customer Number: **25537**



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I hereby declare that all statements made herein of my knowledge are true and that all statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Signature: David E. McDysan Date: Feb 22, 2002